

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, MARCH 7, 1972
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

Present-Councilmen Johnson, Landt, Williams, Morrow, Martinet, and
Hitch.

Absent--Councilmen O'Connor, Bates, and Mayor Wilson.

Clerk---Edward Nielsen.

Deputy Mayor Morrow called the Regular Meeting to order at
9:39 a.m.

Councilmen O'Connor and Bates entered.

(Item 1)

Reverend Fred G. Overby, Encanto United Methodist Church, gave
the Invocation.

(Item 2)

The Pledge of Allegiance was led by Councilman Johnson.

(Item 3)

Sandra L. Swartz, Police Department, was presented a Suggestion
Award in the amount of \$400, by Councilman Landt.

(Item 4)

Deputy Mayor Morrow welcomed the School Patrol Sergeant, officers,
and the twelve ranking School Patrol boys. The boys were invited to
come forward and meet the Councilman of their district.

(Item 5)

Deputy Mayor Morrow welcomed thirty-five student council members
from Silver Wing Elementary School in Imperial Beach, accompanied by
Fred Elliott, a teacher. Councilman Williams addressed the group.

(Item 6)

Minutes of the Regular Council Meetings of Tuesday, February 8, Thursday, February 10, Tuesday, February 15, adjourned Regular Meeting of Tuesday, February 17 held February 22, and Thursday, February 24, 1972, were presented by the City Clerk. On motion of Councilman Martinet, said Minutes were approved without reading, after which they were signed.

(Item 7)

A communication from Don Marsh, requesting permission to address the Council regarding the application of Flood Plain Zoning on that portion of the San Dieguito Valley that lies within the boundaries of the City of San Diego, was presented.

Don Marsh appeared to speak regarding this communication.

On motion of Councilman Bates, said communication was referred to the Planning Department for a report to Council.

(Item 8)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing establishing an Underground Utility District to be known and denominated as the Rosecrans Street (Fort Rosecrans to Rogers Street) Underground Utility District. It was reported that no written protests had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed and the following Resolution adopted on motion of Councilman Landt:

RESOLUTION 205051, establishing an Underground Utility District to be known and denominated as the Rosecrans Street (Fort Rosecrans to Rogers Street) Underground Utility District.

(Item 9)

Three proposed Ordinances, amending Chapter X, Article 1, Divisions 7 and 4 of the San Diego Municipal Code relative to General Sign Regulations, were presented.

City Attorney Witt answered questions directed by the Council.

Three proposed Ordinances amending Chapter X, Article 1, Divisions 7 and 4 of the San Diego Municipal Code relative to General Sign Regulations:

- a - Amending Chapter IX, Article 5, by repealing certain sections and amending Chapter X, Article 1, Division 7, by adding certain sections.

(Item 9 Continued)

- b - Amending Chapter X, Article 1, Division 4, Section 101.0430.1 - C-1 Zone, to exclude outdoor advertising display signs as a permitted use; and
- c - Amending Chapter X, Article 1, Division 4, Section 101.0432.1 - C Zone, to exclude outdoor advertising display signs as a permitted use.

were continued to Tuesday, March 14, 1972, for a full Council, on motion of Councilman Martinet.

The following Ordinances were introduced at the Meeting of February 22, 1972.

Reading in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and there was available for the consideration of each member of the Council and the public prior to the day of their passage written or printed copies of said Ordinances.

(Item 10)

ORDINANCE 10792 (New Series), amending Ordinance 10610 (New Series), as amended, entitled "An Ordinance Adopting The Annual Budget for the Fiscal Year 1971-72 and Appropriating the Necessary Money To Operate The City of San Diego for Said Fiscal Year" by amending Document No. 735821, as adopted and amended therein, relating to the position and salary schedule for Fund 100, Department 09.00, City Attorney, to reflect and authorize the addition of one Chief Deputy City Attorney, was adopted on motion of Councilman Martinet, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Hitch, and Deputy Mayor Morrow, Nays-Councilman Bates. Absent-Mayor Wilson.

(Item 11)

ORDINANCE 10793 (New Series), establishing a new Parking Meter Zone "B", on both sides of Seventh Avenue between Robinson Avenue and 100 feet south of Robinson Avenue, with a parking time limit of two hours in effect at said location between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, was adopted on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Hitch, Bates, and Deputy Mayor Morrow. Nays-None. Absent-Mayor Wilson.

(Item 12)

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilman Landt:

(Item 12 Continued)

RESOLUTION 205052, Drummond-Bronneck & Rados for construction of Second Point Loma Force Main for the sum of \$7,177,711; authorizing the expenditure of \$7,927,000 out of the Sewer Bond Construction Fund (728) for said construction and related costs;

RESOLUTION 205053, authorizing the use of City Forces to do all the work of shutting down parts of the existing system on occasion and perform connection work at Pump Station No. 2 in connection with construction of Second Point Loma Force Main;

RESOLUTION 205054, Vincent Corsi, dba Corsi Construction Company, for the improvements to the main lobby of the Community Concourse for the sum of \$13,353.98; authorizing the expenditure of \$14,500 out of Capital Outlay Fund (245) for said improvements and related costs; and

RESOLUTION 205055, Gates Bookbinding Company for the rebinding of Library books for the period of one year ending February 28, 1973, for an actual estimated cost of \$71,807.47, including tax and terms, with an option to renew contract for an additional year.

(Item 13)

RESOLUTION 205056, awarding a contract to Industrial Parts Depot, Inc. for the purchase of two track group, 40 link for an actual cost of \$3,685.88, including tax and terms, was adopted on motion of Councilman Martinet.

A proposed Resolution, awarding a contract to Alert Health Systems, Inc. for furnishing medical examinations for a period of eight months ending November 7, 1972, for an actual cost of \$5,112, with option to renew for an additional year, was returned to the City Manager, at his request, on motion of Councilman Martinet.

RESOLUTION 205057, awarding a contract to California Western State Life Insurance Company for the life portion of the City Group Insurance for a period of 52 weeks commencing March 31, 1972, was adopted on motion of Councilman Martinet.

(Item 14)

The following Resolutions, relative to inviting bids, were adopted on motion of Councilman Landt:

RESOLUTION 205058, furnishing burial enclosures for a period of one year ending March 31, 1973, in accordance with Specifications Document No. 739169;

RESOLUTION 205059, furnishing concrete water meter and utility boxes for a period of one year ending April 30, 1973, in accordance with Specifications Document No. 739170;

RESOLUTION 205060, furnishing internal automotive engine parts for a period of one year ending May 31, 1973, in accordance with Specifications Document No. 739171;

(Item 107)

The following Resolutions, approving the acceptance by the City Manager of Deeds, were adopted on motion of Councilman Landt:

RESOLUTION 205076, Baylor Construction Company (street purposes) - RUFFIN ROAD;

RESOLUTION 205077, Michael E. Grant (water purposes); and

RESOLUTION 205078, W.H.P., consisting of Guy Hatfield Homes and Williamson Park Co. (street purposes) - Parcel 1 - MAGNUS WAY; and Parcel 2 - 47TH STREET.

(Item 108)

The following Resolutions, relative to Block 10, University Heights, were adopted on motion of Councilman Hitch:

RESOLUTION 205079, vacating the Alley in Block 10, University Heights adjacent to Lots 16, 17, 18, 20 and 21 reserving rights to the City;

RESOLUTION 205080, authorizing a Quitclaim Deed, quitclaiming to Ray L. and Carolyn C. Huffman, Trustees under Trust dated January 17, 1968, Parcels B and C being a portion of Lots 15 through 18 and Lots 20 through 23 of Block 10 of University Heights for alley purposes adjoining said Lots 16, 17, 20 and 21; and

RESOLUTION 205081, approving the acceptance by the City Manager of a Deed of Ray L. and Carolyn C. Huffman conveying to City portions of Lots 21 and 22, Block 10, University Heights for a public alley.

(Item 109)

A proposed Resolution, continued from the Meeting of February 22, 1972, at applicant's request, extending Resolution 200269 adopted July 9, 1970, approving the tentative map, Crossroads/Mission Valley (TM 70-134), to August 22, 1972, to coincide with the expiration date of the rezoning Ordinance, No. 10350 (New Series), was presented.

Ken Klein, Planning Department, and Chief Deputy City Attorney Conrad answered questions directed by the Council.

Attorney Karl ZoBell appeared to speak regarding the proposed Resolution.

RESOLUTION 205082, extending Resolution 200269, adopted July 9, 1970, approving the tentative map, Crossroads/Mission Valley (TM 70-134), to August 22, 1972, to coincide with the expiration date of the rezoning Ordinance, No. 10350 (New Series), was adopted on motion of Councilman Landt.

(Item 110)

RESOLUTION 205083, authorizing a Lease Agreement with Alfonso L. Abrego and/or Donald Abrego dba Presidio Hills Public Golf Course

(Item 14 Continued)

RESOLUTION 205061, furnishing and installing 9 roll over protective structures, in accordance with Specifications Document No. 739172;

RESOLUTION 205062, furnishing 18 four-door station wagon ambulances and one intermediate four-door sedan, in accordance with Specifications Document No. 739173; and

RESOLUTION 205063, furnishing and installing periodical index stand and wood shelving, in accordance with Specifications Document No. 739174.

A proposed Resolution, furnishing and installing additional microwave equipment, in accordance with Specifications Document No. 739175, was returned to the City Manager, at his request, on motion of Councilman Landt.

(Item 100)

Four Resolutions, relative to the final subdivision maps of Adobe Falls Unit 1 and Villa Barbados North Unit 1, were presented.

Ken Klein, Planning Department, and City Attorney Witt answered questions directed by the Council.

The following Resolutions, relative to final subdivision maps, were adopted on motion of Councilman Landt:

RESOLUTION 205064, authorizing an Agreement with California S-A Corporation and Christiana Community Builders for completion of improvements in Adobe Falls Unit 1, a two-lot subdivision located northerly of Interstate 8 and easterly of Waring Road;

RESOLUTION 205065, approving the final map of Adobe Falls Unit 1;

RESOLUTION 205066, authorizing an Agreement with The Christiana Companies, Inc., for completion of improvements in Villa Barbados North Unit 1, a 151-lot subdivision located on the westerly side of Santo Road and the northerly side of Robusto Road; and

RESOLUTION 205067, approving the final map of Villa Barbados North Unit 1.

(Item 101)

The following Resolutions Accepting the Work done and authorizing a Notice of Completion, were adopted on motion of Councilman Martinet:

RESOLUTION 205068, San Diego Mira Mesa Exchange; and

RESOLUTION 205069, Westwood Unit 9.

(Item 102)

A proposed Resolution, directing the Planning Commission to initiate public hearings on rezoning, from the existing zones to an Agricultural Zone, was presented.

(Item 102 Continued)

Planning Director Goff and City Attorney Witt answered questions directed by the Council.

Attorney Norman Seltzer and Ivan Isaac appeared to speak in opposition to the proposed Resolution.

Mignon Scherer appeared to speak in favor of the proposed Resolution.

Councilman Williams made a motion to adopt the proposed Resolution. No vote was taken at this time.

Councilman Williams left the Chamber.

Councilman Hitch made a motion to continue the proposed Resolution to Tuesday, April 4, 1972, which failed by the following vote: Yeas-Councilman Hitch. Nays-Councilmen Johnson, O'Connor, Landt, Martinet, Bates, and Deputy Mayor Morrow. Absent-Councilman Williams and Mayor Wilson.

Councilman Williams entered the Chamber.

Councilman Landt made a motion to amend the Resolution to change "Agricultural Zone" to "appropriate Zone", which passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Martinet, and Hitch. Nays-Councilmen Williams, Bates, and Deputy Mayor Morrow. Absent-Mayor Wilson.

The following Resolution was adopted, as amended, on motion of Councilman Landt:

RESOLUTION 205070, directing the Planning Commission to initiate public hearings on rezoning, from the existing zones to an appropriate zone.

Deputy Mayor Morrow recessed the Meeting at 10:47 a.m. Upon reconvening at 11:03 a.m., the roll call showed Councilmen Williams, Martinet, and Mayor Wilson absent.

(Item 103)

A proposed Resolution, granting the petition for the improvement of West Muirlands Drive and Avenida Manana to construct existing overhead power and communication facilities to an underground position and directing the City Manager to investigate and to have a report prepared under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, was presented.

City Manager Moore answered questions directed by the Council.

(Item 103 Continued)

RESOLUTION 205071, granting the petition for the improvement of West Muirlands Drive and Avenida Manana to construct existing overhead power and communication facilities to an underground position and directing the City Manager to investigate and to have a report prepared under the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, was adopted on motion of Councilman Johnson.

(Item 104)

RESOLUTION 205072, setting aside and dedicating for the purpose of a right-of-way for drainage purposes and appurtenances thereto a portion of Lot 8, Block 16 of the Resubdivision of Lots 14, 16, 18, 19 and 20, Rosedale Tract, was adopted on motion of Councilman Landt.

(Item 105)

Two proposed Resolutions, relative to the construction of State Highway 11-SD-805, were presented.

City Manager Moore answered questions directed by the Council.

The following Resolutions were adopted on motion of Councilman Landt:

RESOLUTION 205073, authorizing the City Manager to execute a Right-of-Way Contract--State Highway No. 22549-B, with the State of California, Department of Public Works, Division of Highways, covering the quitclaiming by the City to the State of California of all its interest in a portion of Section 36, Township 18 South, Range 2 West, S.B.B.M., according to United States Government Survey approved February 25, 1870, for the proposed route of said State Highway; authorizing the execution of a Quitclaim Deed, quitclaiming to the State of California a portion of said property; and

RESOLUTION 205074, authorizing the City Manager to execute a Right of Way Contract--State Highway No. 22533-1, 2, with the State of California, Department of Public Works, Division of Highways, covering the sale by the City to the State of California of a portion of Lot "M" of San Ysidro, together with a temporary construction easement in Lot "M" for proposed route of said State Highway; authorizing the execution of a Grant Deed conveying to the State of California all of City's interest in said property.

(Item 106)

RESOLUTION 205075, authorizing the execution of a Quitclaim Deed, quitclaiming to The Owner In Fee Simple of Record of Lot 1, Mira Mesa Shopping Center Unit 1, effecting the revestment of those abutter's rights of access to Mira Mesa Boulevard of said property, heretofore relinquished to the City, was adopted on motion of Councilman Landt.

(Item 110)

leasing Presidio Hills Public Golf Course located in the Old San Diego area, for a term of five years ending February 27, 1977, at a rental of 11% of gross income or \$3,600 per year minimum, whichever is greater, for the purpose of operating and maintaining an 18-hole pitch and putt golf course, driving range, pro-shop and snack bar and the right to give golf instruction, was adopted on motion of Councilman Hitch.

(Item 111)

A proposed Resolution, authorizing Supplemental Agreement No. 1 with the United States of America, amending that certain Lease for the leasing of floor space in the Montgomery Field Administration Building to add 500 square feet of floor space for F.A.A. Offices, was presented.

Property Director MacFarlane answered questions directed by the Council.

RESOLUTION 205084, authorizing Supplemental Agreement No. 1 with the United States of America, amending that certain Lease for the leasing of floor space in the Montgomery Field Administration Building to add 500 square feet of floor space for F.A.A. Offices was adopted on motion of Councilman Hitch.

(Item 112)

RESOLUTION 205085, authorizing a Pipe Line License Agreement with the Atchison, Topeka and Santa Fe Railway Company in connection with the installation of a 12" sewer line located on the east side of Regents Road, north of University City, affecting Pueblo Lot 1294, was adopted on motion of Councilman Landt.

(Item 113)

RESOLUTION 205086, authorizing an Agreement with Jackson V. Miller for professional services as Promotions Director for the Community Concourse, was adopted on motion of Councilman Hitch.

(Item 114)

RESOLUTION 205087, authorizing an Agreement with The Regents of The University of California covering the acquisition of a right of way within University lands for the realignment, widening and improvement of Pomerado Road from I-15 to the Navy Firefighting School in the Camp Elliott area, was adopted on motion of Councilman Hitch.

(Item 115)

RESOLUTION 205088, authorizing a Sixth Amendment to Agreement among the City of Chula Vista, The City of San Diego, the Montgomery Sanitation District, and the County of San Diego for the construction, operation and use of sewers, was adopted on motion of Councilman Bates.

(Item 116)

A proposed Resolution, authorizing a Permit from the State of California, acting through the State Lands Commission, granting permission to the City to construct the 2nd Point Loma Sewer Force Main within certain tide and submerged lands in North San Diego Bay, was presented.

City Attorney Witt answered questions directed by the Council.

RESOLUTION 205089, authorizing a Permit from the State of California, acting through the State Lands Commission, granting permission to the City to construct the 2nd Point Loma Sewer Force Main within certain tide and submerged lands in North San Diego Bay, was adopted on motion of Councilman Hitch.

(Item 117)

RESOLUTION 205090, authorizing two representatives of the Police Department to attend a five-day training class at Los Angeles Sheriff's Academy, March 7-11, 1972, and incur all necessary expenses, was adopted on motion of Councilman Landt.

(Item 118)

RESOLUTION 205091, authorizing a representative of the Fire Department to attend the California Fire Chiefs Association's Fire Prevention Seminar at Goleta, California, from March 12 through March 17, 1972, and to incur all necessary expenses amounting to approximately \$85 to be absorbed by the Fire Department's budget, was adopted on motion of Councilman Landt.

(Item 119)

A proposed Resolution, amending Resolution 203074, dated July 1, 1971, adopting the travel program for the City for fiscal year 1972 to permit the Mayor and Manager to approve unscheduled non-managerial and managerial trips respectively involving travel out-of-state, or travel within the state requiring more than two days and one night and where such trips are reimbursed by other governmental agencies, was presented.

City Manager Moore answered questions directed by the Council.

Councilman Bates made a motion to adopt the proposed Resolution, which failed by the following vote: Yeas-Councilmen Johnson,

(Item 119 Continued)

O'Connor, and Bates. Nays-Councilmen Landt, Hitch, and Deputy Mayor Morrow. Absent-Councilmen Williams, Martinet, and Mayor Wilson.

On motion of Councilman Hitch, said proposed Resolution was filed.

(Item 120)

RESOLUTION 205092, authorizing the City Auditor and Comptroller to make payroll deductions for safety glasses and safety shoes, and to disburse the monies withheld to suppliers of these safety items as authorized by the employee on the Payroll Deduction Notice, was adopted on motion of Councilman Hitch.

(Item 121)

The following Resolutions, relative to the acquisition of rights-of-way for improvement of Torrey Pines Road, were adopted on motion of Councilman Hitch:

RESOLUTION 205093, authorizing the City Attorney to commence action in Superior Court to acquire, under Eminent Domain Proceedings, portions of Pueblo Lot 1289 for rights-of-way for a public street; and

RESOLUTION 205094, authorizing the expenditure of \$10,500 out of Gas Tax Fund 220 for said purpose, and supplementing Resolution 198468 in said amount.

(Item 122)

The following Resolutions, relative to the acquisition of rights-of-way for improvement of Pomerado Road, were adopted on motion of Councilman Landt:

RESOLUTION 205095, authorizing the City Attorney to commence action in Superior Court to acquire, under Eminent Domain Proceedings, portions of the west half of Section 5, Township 15 South, Range 2 West, S.B.B.M. for rights-of-way for a public street; and

RESOLUTION 205096, authorizing the expenditure of \$24,000 out of Gas Tax Fund 220 for said purpose.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Landt, at 11:48 a.m.

J. J. Morrow
Deputy Mayor of The City of San Diego, California

ATTEST:

Edward Vialson
City Clerk of The City of San Diego, California